

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38700 of 2024

Arising Out of PS. Case No.-174 Year-2023 Thana- BAHERA District- Darbhanga

Shailendra Paswan @ Shalendra Mohan Paswan @ Shailendra Paswan Son of
Late Yogendra Paswan Resident of village - Benipur, P.S.- Bahera, Dist.-
Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sabal Kumar Jha, Advocate
For the Opposite Party/s	:	Mr. Uday Chand Prasad, APP
For the Informant	:	Ms. Rabia Gulnar, Advocate

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 31-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 147, 148, 149, 323, 325,
308, 384, 386 & 504 of the Indian Penal Code, later on
cognizance has been taken by the learned Court below under
Section 147, 149, 323, 325, 308 & 504 of the IPC.

3. All the F.I.R. named accused person including
this petitioner is said to have assaulted the informant's father
and others by means of Tengari.

4. It is submitted by learned counsel for the
petitioner that no such occurrence as alleged ever took place.
He is quite innocent and has been falsely implicated in this case.



It is further submitted that the doctor has found the injury of informant's father on nose and shoulder and both the injuries are swelling. It is further submitted that the petitioner has not assaulted on the nose of the informant's father rather the allegation is on the head but the doctor has not found any injury on the head. Thus, the injury report does not support the prosecution case. The petitioner has four criminal antecedents and has been languishing in custody since 01.02.2024.

5. Learned APP for the State opposed the bail petition.

6. Considering the facts and circumstances of the case as well as the fact that injury report does not support the prosecution case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Bahera P.S. Case No.174 of 2023.

(Anjani Kumar Sharan, J)

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